



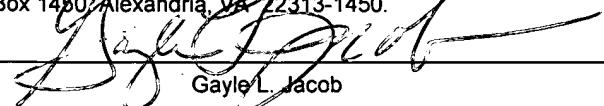
12-20-04

JFW
S

EXPRESS MAIL MAILING LABEL

NUMBER: EV380370535US
DATE OF DEPOSIT: December 17, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P. O. Box 1450 Alexandria, VA 22313-1450.



Gayle L. Jacob

In re application of: Keith G. Lintott

Art Unit: 1661

Appl. No.: 10/692,919

PTO Confirmation No.: 9063

Filed: October 24, 2003

Examiner: Annette H. Para

For: Chrysanthemum Plant Named 'Jenny
Wren Crimson'

Atty. Docket: 10451.0053.NPUS01

RESPONSE TO REQUIREMENT FOR INFORMATION UNDER 37 CFR § 1.105
MAILED AUGUST 18, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to a Requirement for Information Under 37 CFR § 1.105 mailed August 18, 2004.

Claim 1 is pending in the application and the Examiner believes that an issue of public use or on sale activity has been raised. The Examiner has required Applicant and Assignee (collectively referred to here as "Applicant") to provide additional information that the Examiner has determined is reasonably necessary to properly consider patentability of the claimed invention under 35 USC § 102(b). In particular, the Examiner has required Applicant to explain why a 2002 Garden Mum Catalog was not an offer for sale. The